

Message Text

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ACTION L-03

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R 212046Z JUL 76

FM AMEMBASSY CARACAS

TO SECSTATE WASHDC PRIORITY 4041

C O N F I D E N T I A L CARACAS 8859

E.O. 11652: GDS

TAGS: PFOR, PINT, VE

SUBJECT: EXTRADITION - CARLO BORDONI

REF: STATE 176346

1. MATTER OF BORDONI'S VENEZUELAN CITIZENSHIP IS BEING INVESTIGATED BY TECHNICAL JUDICIAL POLICE (PTJ) AND THE MINISTRY OF INTERIOR. PTJ HAS SUBMITTED REPORT TO MINISTER OF INTERIOR EXPLAINING THAT IN RECORD CHECK REQUEST MADE BY IDENTIFICATION AND ALIEN REGISTRATION OFFICE THEY HAD APPARENTLY DELIBERATELY MISSPELLED BORDONI'S NAME AND PROVIDED ERRONEOUS ALIEN IDENTIFICATION NUMBER IN ORDER TO PREVENT PATCHING WITH INFORMATION REGARDING BORDONI CONTAINED IN PTJ FILES. BASED ON THAT INFORMATION, PTJ FURNISHED A NEGATIVE REPORT REGARDING CRIMINAL ANTECEDENTS.

2. EMBASSY IS OPTIMISTIC THAT AFTER INVESTIGATION BY VENEZUELAN AUTHORITIES, CITIZENSHIP OF BORDONI WILL BE DECLARED INVALID, AND THAT BORDONI'S ULTIMATE RETURN TO THE UNITED STATES CAN BE ACHIEVED.

3. RESPONSES TO SPECIFIC QUESTIONS POSED BY DEPARTMENT ARE SET OUT BELOW, CORRESPONDING TO LETTER AND NUMBER DESIGNATIONS IN STATE 176346:

(A.) AFTER PERIOD OF TWO YEARS AS RESIDENT, AN INDIVIDUAL IS ELIGIBLE FOR NATURALIZATION AS CITIZEN OF VENEZUELA, AND MAY SUBMIT APPLICATION FOR CITIZENSHIP WITH IDENTIFICATION AND ALIEN REGISTRATION OFFICE, MINISTRY OF INTERIOR.

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(1) TWO-YEAR RESIDENCY REQUIREMENT.

(2) RESIDENCY REQUIREMENT CAN BE WAIVED AT DISCRETION OF MINISTER OF INTERIOR.

(3) MINISTER OF INTERIOR HAS AUTHORITY TO WAIVE SUCH REQUIREMENT.

(B.) IT IS NOT KNOWN WHAT PAPERS BORDONI FILED.

(C.) BORDONI DID NOT INFORM VENEZUELAN GOVERNMENT OF CRIMINAL CHARGES PENDING AGAINST HIM ANYWHERE.

(D.) RESIDENCY REQUIREMENT WAS NOT FORMALLY WAIVED, BUT TWENTY MONTHS WERE APPARENTLY CONSIDERED APPROXIMATELY TWO YEARS.

(E.) APPLICATION WAS APPROVED AND SIGNED BY DIRECTOR OF IDENTIFICATION AND ALIEN REGISTRATION OFFICE, DR. RAMON VELASQUEZ.

(F.) PTJ WAS, OF COURSE, AWARE OF INFORMATION REGARDING BORDONI, AND IT REPORTEDLY ADVISED IDENTIFICATION AND ALIEN REGISTRATION OFFICE. DIRECTOR VELASQUEZ APPARENTLY NOT AWARE PERSONALLY OF INFORMATION.

(G.) BORDONI RELEASED ON ORDER OF ARISTIDES LANDER, DIRECTOR, DIRECTORATE OF INTELLIGENCE AND PREVENTIVE SERVICES (DISIP), WHO CLAIMED ARRESTING OFFICERS OF MINISTRY OF INTERIOR HAD NO AUTHORITY TO ARREST.

(H.) INVESTIGATIONS CONDUCTED BY PTJ AND MINISTRY OF INTERIOR ARE STILL PENDING. SEE CARACAS 8836. EXTRADITION PROCEEDINGS CAN CONTINUE WHILE INVESTIGATIONS BEING MADE.

(I.) BORDONI WAS ARRESTED BY MINISTRY OF INTERIOR AUTHORITIES, ACTING ON INFORMATION THAT WARRANTS OF ARREST OUTSTANDING FOR BORDONI, AND HAVING BEEN MADE AWARE THAT A DIPLOMATIC NOTE REQUESTING PROVISIONAL ARREST HAD BEEN SENT BY EMBASSY TO MINISTRY OF FOREIGN AFFAIRS. LOCAL CONSENSUS IS THAT OUR TIME CONFIDENTIAL

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UNDER ARTICLE XII IS RUNNING. BORDONI IS NOT PRESENTLY CONFINED AND WE ARE NOT AWARE AS TO WHETHER HE SURRENDERED TRAVEL DOCUMENTS.

(J.) OFFICIAL GAZETTE OF 6/30/76 PUBLISHED FORMAL NOTICE OF NATURALIZATION OF BORDONI.

(K.) IT IS UNLIKELY THAT COPIES OF PAPERS FILED BY BORDONI

CAN BE OBTAINED.

4. FOR DEPARTMENT'S INFORMATION, CASE FIRST REFERRED TO LEGATT BY FBIHQ IN FEBRUARY, 1976, WITH REQUEST EFFORTS BE MADE TO LOCATE BORDONI IN CARACAS. CONFIRMATION OF BORDONI'S PRESENCE IN CARACAS WAS MADE ON 5/14/76, AND WAS REPORTED TO FBIHQ BY LEGATT. ON 5/14/76, LEGATT RECEIVED MESSAGE INFORMING THAT U.S. ATTORNEY, NEW YORK, REQUESTED THAT ARREST WARRANT FOR BORDONI NOT BE EXECUTED UNTIL FURTHER NOTICE, PENDING NEGOTIATIONS WITH BORDONI'S ATTORNEYS IN NEW YORK. LEGATT'S OFFER TO EFFECT INFORMAL DEPORTATION OF BORDONI WAS REJECTED BY DEPARTMENT OF JUSTICE. ON 6/14/76, LEGATT REPORTED TO FBIHQ THAT SOURCES HAD INFORMED THAT BORDONI HAD INITIATED STEPS TO OBTAIN VENEZUELAN CITIZENSHIP. LEGATT WAS ADVISED ON 6/21/76 THAT U.S. ATTORNEY, NEW YORK, HAD REACHED AGREEMENT WITH BORDONI'S ATTORNEYS TO PROCEED THROUGH FORMAL EXTRADITION OF BORDONI FROM VENEZUELA. ON 6/23/76, DEPARTMENT ASKED EMBASSY TO REQUEST PROVISIONAL ARREST OF BORDONI PURSUANT TO ARTICLE XII OF U. S.-VENEZUELAN TREATY OF EXTRADITION.

5. EMBASSY WOULD APPRECIATE RECEIVING AS SOON AS POSSIBLE DOCUMENTS TO SUPPORT FORMAL REQUEST FOR EXTRADITION OF BORDONI, AS SET OUT IN CARACAS 6657.
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Disposition Approved on Date:
Disposition Authority: ElyME
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
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Disposition Reason:
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